

Appl. No. 10/731,769

Prelim. Amdt. Dated June 28, 2004

REMARKS

In the specification, paragraph [0061] has been amended to correct an obvious typographical error. No impermissible new subject matter is introduced by way of this amendment, in accordance with *In re Oda* (443 F.2d 1200, 170 USPQ 268 (CCPA 1971)) and MPEP 2163.07 (II.) ("an amendment to correct an obvious error does not constitute new matter where one skilled in the art would not only recognize the existence of error in the specification, but also the appropriate correction.")

In the instant originally-filed specification, the "el" of the chloride (Cl) component in the written chemical formula was unintentionally subscripted along with the 2. One of skill in the art at the time the application was filed would recognize the existence of the error and would know the appropriate correction, especially in light of the following: (a) it is not conventional to recite the carbon component twice in a written chemical formula of this type; (b) the written formula as originally presented in paragraph 0061 is inconsistent with the accompanying 12 carbon structural formula, *i.e.*, 18 carbons plus 12 carbons would erroneously equal a 30-carbon compound; (c) salt forms of 64964P are mentioned in paragraphs 0078 and 0079, for example, and are recited in claim 1, supporting the inclusion of chloride in the written formula. Applicants respectfully request entry of this amendment.

Respectfully submitted,



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